SINGLE BENCH

C.F. 100/-

(P)

(T)

IN THE HON'BLE HIGH COURT OF CHHATTISGARH AT BILASPUR (C.G.)

WRIT PETITION (S) NO. 3679 OF 2006

SERVICE MATTER

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF A WRIT IN THE NATURE OF CERTIORARI, MANDAMUS, PROHIBITION AND/OR A SUITABLE DIRECTION OR ORDER TO DO JUSTICE IN THE MATTER

PETITIONER : Smt. Tarsila Xaxa W/O S.R.Xaxa aged about 45 years, posted as a Assistant Professor Resident of Sanjay Nagar, Sandhya Road Kurud District Dhamtari (C.G.).

M.A. No. 3505/06 Presented by Shri Sanjeep Dubey dated 11/12/06

VERSUS

RESPONDENTS :

1. State of Chhattisgarh, Through: The Secretary, Higher Education Department D.K.S. Bhawan, Mantralaya, Raipur (C.G.).

OATH COMMISSIONER APARNA MALVIYA CG 2013/98 Bilaspur Chhattisgarh 09/07/18

3. Commissioner Higher Education , Raipur (C.G.)

RECEIVED-COPY CLERK to A.G. BILASPUR 11/12/06

4. Principal Govt. college Kurud Disstt. Dhamtari (C.G.)

XI-HC-78

(38)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P.No.3679 सन् 2006

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

24.7.2006

Shri Sandeep Dubey, Advocate for the petitioner.

Miss Deepali Pandey, P.L. for the State on advance copy.

Heard.

By this petition, the petitioner, who is working as Assistant Professor in Govt. College, Kurud, District Dhamtari, has challenged the order dated 30.6.2006 (Annexure P-1) whereby she has been transferred to Govt. College, Chhura, District Raipur.

The main ground of challenge is that the petitioner after taking permission from the Government is prosecuting her studies of Ph.D. course at Kurud under the supervision of Dr. A.K. Nema and that course is going to be completed within a period of two months. However, vide impugned transfer order the petitioner has been transferred from Kurud to Chhura, District Raipur and if the order in question is allowed to be executed, then the petitioner's study for Ph.D. course shall suffer and she has to leave the course in the midst .

Having heard learned counsel for the parties, having regard to the facts and circumstances of the case and considering the grievance raised by the petitioner, the petitioner's transfer order dated 30.6.2006 (Annexure P-1) is stayed for a period of two months i.e. upto 30th September, 2006.

In view of the above, the petition stands disposed of.

Consequently, M.(W.)P. No. 2858/06 & I.A. No.7070/06 stands disposed of.

Certified copy as per rules.

Sd/-
L.C. Bhadoo
Judge

Roshan